

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE NEW ENGLAND COMPOUNDING  
PHARMACY, INC. PRODUCTS  
LIABILITY LITIGATION

MDL No. 2419  
Dkt. No. 1:13-md-2419 (FDS)

THIS DOCUMENT RELATES TO:

All Actions

**NOTICE OF FILING CORRECTED SHORT FORM COMPLAINT**

The Plaintiffs' Steering Committee ("PSC") hereby gives notice of the filing of a Corrected Short Form Complaint against the Unaffiliated Defendants. A clean copy of the Corrected Short Form Complaint is attached as Exhibit A. A redlined copy, showing the minimal corrections to the version of the short form complaint filed on November 5, 2013, is attached as Exhibit B.

The Corrected Short Form Complaint makes the following three corrections:

- (1) Strikes an inadvertent reference to a medical product not at issue in this litigation and replaces it with the phrase "administration of NECC's drug."
- (2) Adds a place for plaintiffs to identify the specific consumer protection statutes they allege defendant(s) violated.
- (3) Removes the counts against Liberty Industries, Inc. ("Liberty"), in recognition that Liberty has opted into mediation since the PSC filed the Master and Short Form Complaints on November 5, 2013.<sup>1</sup>

The PSC will circulate a Word version of the Corrected Short Form Complaint to plaintiffs' counsel. Plaintiffs' counsel may also obtain a Word version by emailing Kristen Johnson Parker ([kristenjp@hbsslaw.com](mailto:kristenjp@hbsslaw.com)) directly.

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<sup>1</sup> NECC Mediation Program Participation Notice and Agreement by Liberty Industries, Inc., ECF # 580 (Nov. 18, 2013).

Dated: November 25, 2013

Respectfully submitted,

/s/ *Kristen Johnson Parker*

Thomas M. Sobol  
Kristen Johnson Parker  
HAGENS BERMAN SOBOL SHAPIRO LLP  
55 Cambridge Parkway, Suite 301  
Cambridge, MA 02142  
Phone: (617) 482-3700  
Fax: (617) 482-3003  
tom@hbsslaw.com  
kristenjp@hbsslaw.com

*Plaintiffs' Lead Counsel*

Elizabeth J. Cabraser  
Mark P. Chalos  
LIEFF CABRASER HEIMANN & BERNSTEIN,  
LLP  
275 Battery Street, 29th Floor  
San Francisco, CA 94111  
Phone: (415) 956-1000  
Fax: (415) 956-1008  
ecabraser@lchb.com  
mchalos@lchb.com

*Federal/State Liaison*

Marc E. Lipton  
LIPTON LAW  
18930 W. 10 Mile Road  
Southfield, MI 48075  
Phone: (248) 557-1688  
Fax: (248) 557-6344  
marc@liptonlawcenter.com

Kim Dougherty  
JANET, JENNER & SUGGS, LLC  
75 Arlington St.  
Suite 500  
Boston, MA 02116  
Phone: (617) 933-1265  
kdougherty@myadvocates.com

Patrick T. Fennell  
CRANDALL & KATT  
366 Elm Avenue, S.W.  
Roanoke, Virginia 24016  
Phone: (540) 342-2000  
pfennell@crandalllaw.com

J. Gerard Stranch, IV  
Benjamin A. Gastel  
BRANSETTER, STRANCH & JENNINGS PLLC  
227 Second Avenue North  
Nashville, TN 37201  
Phone: (615) 254-8801  
Fax: (615) 255-5419  
gerards@branstetterlaw.com

Mark Zamora  
ZAMORA FIRM  
6 Concourse Parkway, 22nd Floor  
Atlanta, GA 30328  
Phone: (404) 451-7781  
Fax: (404) 506-9223  
mark@markzamora.com

*Plaintiffs' Steering Committee*

**CERTIFICATE OF SERVICE**

I, Kristen Johnson Parker, hereby certify that I caused a copy of the above Notice of Filing Corrected Short Form Complaint to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: November 25, 2013

/s/ Kristen Johnson Parker  
Kristen Johnson Parker, BBO # 667261